

**AGREEMENT FOR TRAFFIC SIGNAL PREEMPTION FOR
EMERGENCY PURPOSES**

THIS AGREEMENT, made and entered into this ____ day of _____, 2007, between the Commonwealth of Virginia, Department of Transportation, hereafter referred to as "the Department," and the (County of Fauquier), a (County) within the Commonwealth of Virginia, hereafter referred to as "the County."

WITNESSETH THAT:

Whereas, the County desires to accomplish preemption of the traffic signal at the intersections of (Business Rte. 29 & Alwington Rd.) and (U.S. Rte 29 & Business 29) safe passage of emergency vehicles, and

Whereas, the traffic data indicates that the ability of the Rescue Squads, and Fire Rescue Services, to preempt said traffic signal may be beneficial, and

Whereas, the Department is willing to approve the signal preemption, provided that the County agrees to pay all costs necessary to purchase, install, maintain or relocate the traffic preemption device;

THEREFORE, it is mutually agreed between the County and the Department as follows:

1. The County shall commence engineering and construction for the modifications of the signal necessary to accomplish the traffic signal emergency vehicle preemption. The Department shall have the right to inspect installation of the device for conformance with applicable specifications and standards. All corrections shall be made at the County's expense.

2. The signal shall be preempted only by the ambulance and fire vehicle personnel under appropriate emergency conditions in accordance with Sections 27-15.1 and 46.2-920 of the Code of Virginia, as amended. Emergency Vehicles response records shall be made available at the Department's request. Misuse of the preemption device shall result in immediate removal of said device.

3. While this Agreement contemplates preemption of the signal only as prescribed in the previous paragraph, the Department reserves the right to change, alter or control all timing mechanisms, upon written notification to the County.

4. The County shall not install additional equipment other than the original agreed to device or make alterations thereto without prior consent of the Department.

5. The County shall conduct its operations so as not to cause interference with the Department's equipment, or cause an adverse effect to the traveling public, which will be determined at the sole discretion of the Department. Should the County's equipment interfere with the proper operation of the Department's equipment, or cause an adverse effect to the traveling public, the County shall immediately cease use of it and take all steps necessary to eliminate the interference or adverse effect within two (2) hours of verbal or written notification.

Should the County not respond to or make the necessary corrections within the stated period of time, the Department reserves the right to terminate or make inoperable the preemption device, as it deems appropriate, upon written notification to the County.

6. The County has the sole responsibility for maintenance of the preemption equipment. At the request of the County, or its contractor, the Department will dispatch a signal technician to the location to provide access to the Department's control box for maintenance and programming of the preemption system. The County shall be responsible for ensuring that only officers and deputies authorized under this Agreement can operate the preemption system.

7. This Agreement may be canceled by either the County or the Department ten (10) days following written notice to that effect, and the County shall, within ten (10) days after said cancellation, remove the signal preemption equipment installed pursuant to this Agreement from the Department's right-of-way, said removal to be at the expense of the County.

Approved as to form:

Kevin Burke,


County Attorney

FOR (THE COUNTY OR CITY OF),

Paul McCulla,

County Administrator

Date

FOR THE COMMONWEALTH OF VIRGINIA
DEPARTMENT OF TRANSPORTATION

Recommended for Approval:

_____, 20__

_____, 20__

Mark D. Hagan
Transportation Engineer (Operations Maint. Mngr)

Hari K. Sripathi, P.E.
Northern Region Traffic Engineer



Land Use Permit Application No. 147458
Commonwealth of Virginia
Department of Transportation

VDOT RESIDENCY OR PERMIT OFFICE ADDRESS

APPLICATION is hereby made for permit as shown on the accompanying plan or sketch and as described below. Said activity(s) will be done under and in accordance with the rules and regulations of the Commonwealth Transportation Board of Virginia, in so far as said rules are applicable thereto and any agreement between the parties herein before referred to. Where applicable agreements may be attached and made a part of the permit assembly including any cost responsibilities covering work under permit. Applicant agrees to maintain work in a manner as approved upon its completion. Applicant also hereby agrees and is bound and held responsible to the owner for any and all damages to any other installations already in place as a result of work covered by resulting permit. Applicants to whom permits are issued shall at all times indemnify and save harmless the Commonwealth Transportation Board members of the Board, the Commonwealth and all Commonwealth employees, agents, and offices, from responsibility, damage, or liability arising from the exercise of the privileges granted in such permit to the extent allowed by law. In consideration of the issuance of a permit the applicant agrees to waive for itself, successors in interest or assigns any entitlements it may otherwise have or have hereafter under the Uniform Relocation and Assistant Act of 1972 as amended in event the Department or its successor, chooses to exercise its acknowledged right to demand or cause the removal of any or all fixtures, personality of whatever kind or description that may hereafter be located, should this application be approved.

APPLICANT:

TYPE OR PRINT CLEARLY

Owner <u>Fauquier County</u> Address <u>10 HOTEL STREET</u> City <u>Warrenton</u> State <u>VA</u> ZCode <u>20186</u> Owner SSN or Tax ID# <u>54 - 600127</u> Contact Person <u>PAUL McCULLA, Co Adm'r</u> Phone No. <u>(540) 347-8680</u> Fax No. <u>(540) 349-2331</u> Emergency (24) Hour Phone Number <u>(540) 349-8115</u>	Permit Term Requested <u>indefinite</u> Total Fees Enclosed \$ <u>waived</u> Check Number _____ Coupons _____ M.O. _____ Other _____ The Estimated Cost Of Work To Be Performed on VDOT Right of Way \$ _____ <u>\$15,000</u>
Agent <u>PAUL McCULLA, County Adm'r</u> Address <u>10 Hotel Street</u> City <u>Warrenton</u> State <u>VA</u> ZCode <u>20186</u> Owner SSN or Tax ID# <u>54 - 600127</u> Contact Person <u>same</u> Phone No. <u>(540) 347-8680</u> Fax No. <u>(349) 2331</u> Emergency (24) Hour Phone Number <u>(540) 349-8115</u>	Surety Information: <u>see resolution</u> Surety Posted by Owner () or Agent () Surety Issued By _____ Amount of Surety \$ _____ Obligation Amount \$ _____ Bond # _____ Letter of Credit # _____ Surety Type: Wavied _____ Resolution <input checked="" type="checkbox"/> Ordinance _____ Letter of Credit _____ Check _____ Bond _____

Request Permission: To perform the following activity(s) Install Preemption devices as outlined in resolution

Abingdon + College

as per attached plans.

Location: Tax Map Number _____ Applicant Job No. _____
Geographically in County / Town / City of _____ On Highway Routes _____
Between Route 29 BUS St. Name _____ Latitude _____ Longitude _____
And Route 29 St. Name _____ Latitude _____ Longitude _____

IF APPLICABLE, I AGREE TO PAY THE FULL SALARY AND EXPENSES OF A STATE ASSIGNED INSPECTOR IN CONJUNCTION WITH THIS PROJECT, COVERED BY ACCOUNT RECEIVABLE NUMBER.

Signature of applicant _____ **Title** Co Administrator **Date** 5/21/07
Signature of agent _____ **Title** Co Administrator **Date** 5/21/07

All applicable items on this form must be completed before your request can be considered. Recheck information furnished to avoid delay. Prepayment Required - make Remittance payable to Virginia Department of Transportation.

VDOT USE ONLY

Receipt Is Hereby Acknowledged Of CHECK _____, COUPON _____, M.O. _____, OTHER (Specify) _____,
In The Amount Of \$ _____ Permit Fee \$ _____, Cash Surety \$ _____.
Signed _____ VDOT.

White Copy To Central Office Pink Copy To Permit Office Blue Copy To District office Yellow Copy To Applicant



COMMONWEALTH OF VIRGINIA

DEPARTMENT OF TRANSPORTATION

1601 ORANGE ROAD
CULPEPER, VIRGINIA 22701
VirginiaDOT.org

DAVID S. EKERN, P.E.
COMMISSIONER

RECEIVED
APR 25 2007

April 20, 2007

TO: Mr. Paul McCulla, Fauquier County Administrator

From: J. David Cubbage L.S., Warrenton Residency Administrator 

Subject: Permit procedures, application process and requirements of Fauquier County for the installation of Preemption Devices.

~~PAU~~
Dear Mr. McCulla,

After consultation with our Regional Traffic Engineer (RTE), we would consider approval of the Counties requests under the following conditions:

- Fauquier County must submit for approval for installation of preemptions devices a formal application to the Virginia Department of Transportations Warrenton Residency Land Development & Permit section.
- Fauquier County must provide, through the permit application, to VDOT the intersection primary and secondary names and route numbers along with direction and intersection specific location for each preemption device and movement requested.
- Fauquier County must provide, through the permit application, to VDOT, the exact preemption equipment to be installed at each location (intersection) requested, for approval from the Virginia Department of Transportation.
- Fauquier County must provide, through the permit application, to VDOT with accurate expected preemption requests for each direction requested at each intersection in the permit applications. We ask this so VDOT can determine what phase to instruct the traffic signal controller to advance to once the preemption request is satisfied.
- Fauquier County must also, through the permit application, sign and submit to VDOT a sign traffic signal preemption agreement. I have enclosed this agreement.

- Fauquier County must also develop a means by which to educate and or notify the County residence of these devices being installed. This notification should include the benefits and possible ramifications (delays) these devices could cause to the traveling public.

If you have further questions, please do not hesitate to contact me. Thank you for your attention to this matter.